IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS **AUSTIN DIVISION**

BOOK PEOPLE, INC., VBK, INC. d/b/a § BLUE WILLOW BOOKSHOP, AMERICAN BOOKSELLERS ASSOCIATION, ASSOCIATION OF AMERICAN PUBLISHERS, AUTHORS GUILD, INC., COMIC BOOK LEGAL **DEFENSE FUND,** Plaintiffs, CASE NO. 1:23-CV-00858-ADA V. MARTHA WONG in her official capacity as chair of the Texas State Library and **Archives Commission, KEVEN ELLIS in** his official capacity as chair of the Texas **Board of Education, MIKE MORATH in** his official capacity as Commissioner of the Texas Education Agency,

JOINT MOTION TO MODIFY AMENDED SCHEDULING ORDER AND PAGE LIMITS FOR SUMMARY JUDGMENT BRIEFING

Defendants.

Plaintiffs Book People, Inc., VBK, Inc. d/b/a Blue Willow Bookshop, American Booksellers Association, Association of American Publishers, Authors Guild, Inc., and Comic Book Legal Defense Fund ("Plaintiffs") and Defendant Mike Morath, in his official capacity as Commissioner of the Texas Education Agency (collectively, "the parties"), file this Joint Motion to Modify Amended Scheduling Order and Page Limits for Summary Judgment Briefing.

On September 11, 2024, this Court issued an Amended Scheduling Order setting the deadline to file Motions for Summary Judgment as November 15, 2024. Because of the extensive factual background, complex legal issues, and evidence revealed in discovery, the parties respectfully request that the Court extend the deadlines to file motions for summary judgment,

responses to motions for summary judgment, and replies in support of motions for summary judgment as follows:

	Original Deadline	Proposed Deadline
Deadline to file Motions for	November 15, 2024	November 22, 2024
Summary Judgment		
Deadline to file Responses to	November 29, 2024	December 9, 2024
Motions for Summary		
Judgment		
Deadline to file Replies in	December 6, 2024	December 20, 2024
Support of Motions for		
Summary Judgment		

For the same reasons, the parties also respectfully request that the Court extend the page limits for motions for summary judgment, responses to motions for summary judgment, and replies in support of motions for summary judgment as follows:

	Original Page Limit	Proposed Page Limit
Motions for Summary	20 pages (L.R. CV-7(c)(2))	50 pages
Judgment		
Responses to Motions for	20 pages (L.R. CV-7(d)(3))	40 pages
Summary Judgment		
Replies in Support of Motions	10 pages (L.R. CV-7(e)(3))	20 pages
for Summary Judgment		

These requests are made for good cause and in the interest of justice, not for the purposes of delay.

AGREED:

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ATTORNEYS FOR PLAINTIFFS

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MIKE MORATH

CERTIFICATE OF SERVICE

The undersigned certifies that on the 11th day of November, 2024, a true and correct copy of the above document was served via the CM/ECF system to all counsel of record.

/s/ Laura Lee Prather

Laura Lee Prather